

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF MICHIGAN  
SOUTHERN DIVISION

STEPHEN HORN,

Plaintiff,

Case No. 07-10116

v.

District Judge Nancy G. Edmunds  
Magistrate Judge R. Steven Whalen

BAY COUNTY SHERIFF'S  
DEPARTMENT, et al.,

Defendants.

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**ORDER STRIKING AMENDED COMPLAINT**

Plaintiff filed a *pro se* civil rights complaint, pursuant to 42 U.S. § 1983, on January 08, 2007. On August 08, 2008, an answer was filed. On September 06, 2007, Plaintiff submitted an amended complaint, adding defendants.

Fed.R.Civ.P. 15(a) provides that after a responsive pleading has been filed, a plaintiff may amend a complaint only by leave of the Court. Plaintiff in this case has not filed a motion for leave to amend his complaint, setting forth reasons why he should be permitted to do so.

Therefore, Plaintiff's amended complaint is STRICKEN. Plaintiff may file a motion to amend his complaint, accompanied by the proposed amended complaint.

SO ORDERED.

S/R. Steven Whalen  
R. STEVEN WHALEN  
UNITED STATES MAGISTRATE JUDGE

Dated: September 12, 2007

CERTIFICATE OF SERVICE

The undersigned certifies that a copy of the foregoing order was served on the attorneys and/or parties of record by electronic means or U.S. Mail on September 12, 2007.

S/G. Wilson  
Judicial Assistant